(1) (3)

IN THE HONOURABLE HIGH COURT OF CHHATTISGARH

AT BILASPUR (C.G.)

Writ Petition No. 617 of 2006 Single Bench

Petitioner : Sitesh Kumar Yadav, aged about 30 years; Son of Late Shri Doulatram Yadav, Resident of Village Hadha, Post Khorsi (Kharoud), District Janjgir-Champa (C.G.).

Versus

Respondents :

1. State of Chhattisgarh, Through: The Secretary, Department of Home, D.K.S. Bhawan, Raipur (C.G.).
2. State of Madhya Pradesh, Through: The Secretary, Department of Home, Vallabh Bhawan, Bhopal (M.P.).
3. Union of India, Through: The Secretary, Department of Personnel, Public Grievances and Pension, 3rd Floor, Lok Nayak Bhawan, Khan Market, New Delhi.
4. The Director General of Police, Police Head Quarters, Raipur (C.G.).
5. The Inspector General of Police, Bilaspur (C.G.).
6. The Superintendent of Police, District Janjgir-Champa (C.G.).

for THAKUR VIJAY SINGH
Asst. Solicitor General of India
CHHATTISGARH HIGH COURT
High Court Campus, Bilaspur (C.G.)

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R.C. BILASPUR

OATH COMMISSIONER
APARNA MADIVA
CG-2073/06
Bilaspur Chhattisgarh

(2)

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA, 1950 FOR ISSUANCE OF WRIT IN THE NATURE OF CERTIORARI, MANDAMUS ETC. AND FOR APPROPRIATE ORDER/ORDERS, DIRECTION/DIRECTIONS.

XI-UC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP 617/06 सन् 2006

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में दिनांक रजिस्ट्रार के अन्तिम आदेश

8-2-2006

Shri Sushil Dubey, counsel for the petitioner.

Shri Vivek Sharma, Panel Lawyer for the State.

Miss Sharmila Singhai, Standing counsel for the Union of India.

Heard.

Learned counsel for the petitioner submits that the petitioner's father, who was working as Head Constable in Police Department, died during service period on 4-8-1999 and thereafter the petitioner applied for compassionate appointment which was denied. It is further submitted that in batch of cases bearing W.P. No.1322/2002 involving the same question orders have been passed by this Court on 20/12/2005. He prays that similar orders may be passed in this case also.

Learned counsel for the State does not dispute the above fact and states that the State of Chhattisgarh has taken a decision to consider the cases of dependants of those employees who died on or after 1/11/1997 strictly in accordance with the policy prevalent at that time.

In view of the submissions made by learned counsel appearing for the parties, without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the State of Chhattisgarh and the authorities concerned to consider and decide the case of the petitioner in accordance with the policy prevalent at the time of death of her father. If the petitioner found eligible, appointment orders will be issued as early as possible preferably within a period of four months. The petitioner is also directed to render due co-operation to the authorities.

With the aforesaid observations, this petition stands disposed of.

Consequently, M.(W.).P.No.465/2006 also stands disposed of.

Certified copy as per rules.

Copy to the State counsel, who will be obliged to communicate the order to the respondents for compliance.

Sd/-
Fakhruddin
Judge

Gowri

पीछे देखिये